

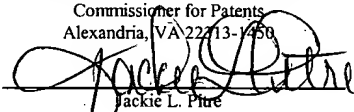


**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No.: 09/864,510  
Confirmation No.: 2445  
Filed: May 24, 2001  
Inventor(s):  
Murphy et al.

Title: VENTRICULAR  
RESTORATION SHAPING  
APPARATUS AND  
METHOD OF USE

Examiner: R. Lewis  
Group/Art Unit: 3732  
Old Atty. Dkt. No.: 28122.89  
New Atty. Dkt. No.: 5838-00300

CERTIFICATE OF MAILING  
 UNDER 37 C.F.R. §1.8  
 DATE OF DEPOSIT: APRIL 11, 2005  
 I hereby certify that this correspondence is being deposited with  
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 Commissioner for Patents  
 Alexandria, VA 22213-1450  
  
 Jackie L. Pitre

# REQUEST FOR SIGNED FORMS PTO 1449

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant has not received acknowledgement of all the Information Disclosure Statements filed in the present application. Applicant has enclosed the unacknowledged PTO 1449 Forms for the Information Disclosure Statement filed on July 23, 2004, (received by the PTO on July 26, 2004, as indicated on the copy of the enclosed postcard). Applicant has enclosed the unacknowledged PTO 1449 Forms for the Information Disclosure Statement filed electronically on May 19, 2004, (EFS ID: 61255). The Examiner is respectfully requested to sign and initial the attached PTO 1449 Forms to confirm his full consideration of the references cited.

Should any fees be required, the Commissioner is authorized to charge said fees to

Inventors: Murphy et al.  
Appl. Ser. No.: 09/864,510  
Atty. Dkt. No.: 5838-00300

Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account No. 50-1505/5838-00300/EBM.

Respectfully submitted,



Eric B. Meyertons  
Reg. No. 34,876

Attorney for Applicant

MEYERTONS, HOOD, KIVLIN, KOWERT & GOETZEL, P.C.  
P.O. Box 398  
AUSTIN, TX 78767-0398  
(512) 853-8800 (voice)  
(512) 853-8801 (facsimile)

Date: 4/11/05



PATENT  
5838-00300

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/864,510

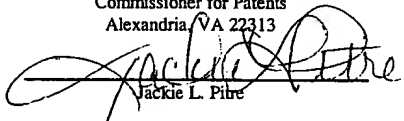
Confirmation No.: 2445

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Title: VENTRICULAR  
RESTORATION SHAPING  
APPARATUS AND METHOD  
OF USE

§ Examiner: R. A. Lewis  
§ Group/Art Unit: 3732  
§ Atty. Dkt. No.: 5838-00300  
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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8	
DATE OF DEPOSIT:	7/23/04
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Commissioner for Patents Alexandria, VA 22313	
 Jackie L. Pire	

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313

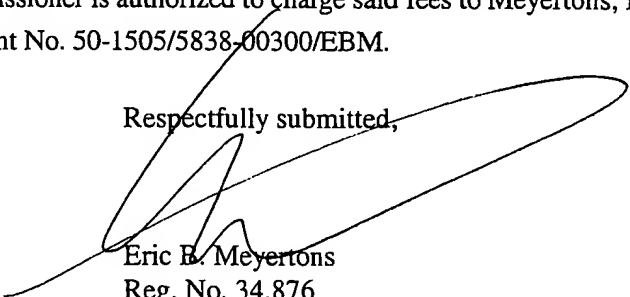
Sir:

It is respectfully requested that this Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 (CC1-CC8) be considered by the Examiner and made of record. Copies of the listed documents are enclosed for the convenience of the Examiner.

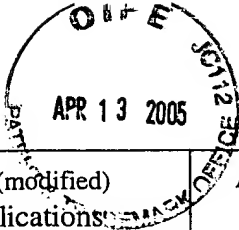
Applicant respectfully requests that the Examiner also consider the following document, a copy of which is enclosed: Written Opinion for PCT/US/02/16304 mailed May 27, 2003.

Should any fees be required, the Commissioner is authorized to charge said fees to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account No. 50-1505/5838-00300/EBM.

Respectfully submitted,

  
Eric B. Meyertons  
Reg. No. 34,876  
Attorney for Applicants

MEYERTONS, HOOD, KIVLIN, KOWERT & GOETZEL, P.C.  
P.O. Box 398  
Austin, Texas 78767-0398  
Ph: (512) 853-8800  
Fax: (512) 853-8801  
Date: 7/23/04

**Form PTO-1449** (modified)List of Patents and Publications  
For Applicant's Information  
Disclosure Statement  
(Use several sheets if necessary)

ATTY. DKT. NO. 5838-00300

APPLICANT: Murphy et al.

FILING DATE: May 24, 2001

SERIAL NO. 09/864,510

GROUP: 3732

**U.S. PATENT DOCUMENTS**

EXAM. INITIALS	REF. DES.	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	CC1	5868779	2/9/1999	Ruiz			
	CC2	5814098	9/29/1998	Hinnenkamp et al.			

**FOREIGN PATENT DOCUMENTS**

EXAM. INITIALS	REF. DES.	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES/NO
	CC3	95/18593	7/13/1995	WO			
	CC4	2107467	3/27/1998	RU			no
	CC5	29911694	8/26/1999	DE			no

**OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)**

	CC6	International Search Report for EP 02729297 mailed May 19, 2004.
	CC7	Di Donato, M. et al. "Regional Myocardial performance of non-ischaemic zones remote from anterior wall left ventricular aneurysm - Effects of aneurysmectomy", European Heart Journal, (1995) 16, 1285-1292.
	CC8	Written Opinion for PCT/US/02/16304 mailed May 27, 2003

EXAMINER:

DATE CONSIDERED:

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the patent owner.

Information Disclosure Statement—PTO 1449 (modified)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

INVENTOR(S): Murphy et al.  
ASSIGNEE: Chase Medical LP  
SERIAL NO.: 09/864,510  
FILING DATE: May 24, 2001  
TITLE: VENTRICULAR RESTORATION SHAPING APPARATUS AND METHOD  
OF USE  
ATTORNEY DOCKET: 5838-00300

The date stamp of the mail room of the U.S. Patent and Trademark Office hereon will acknowledge receipt of the attached 1) Information Disclosure Statement (1 page); 2) Form PTO 1449 (1 page) w/references CC1-CC8; and 3) A Return Postcard.

EBM/jlp

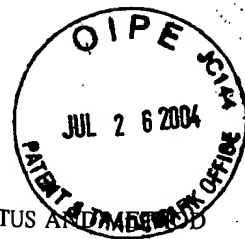
Via U.S. First Class Mail

Date:

7/23/04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

INVENTOR(S): Murphy et al.  
ASSIGNEE: Chase Medical LP  
SERIAL NO.: 09/864,510  
FILING DATE: May 24, 2001  
TITLE: VENTRICULAR RESTORATION SHAPING APPARATUS AND METHOD  
OF USE  
ATTORNEY DOCKET: 5838-00300



The date stamp of the mail room of the U.S. Patent and Trademark Office hereon will acknowledge receipt of the attached 1) Information Disclosure Statement (1 page); 2) Form PTO 1449 (1 page) w/references CC1-CC8; and 3) A Return Postcard.

EBM/jlp

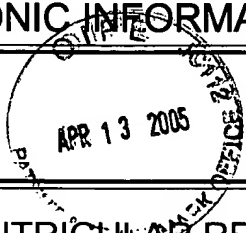
Via U.S. First Class Mail

Date:

7/23/04

# ELECTRONIC INFORMATION DISCLOSURE STATEMENT

Electronic Version v18  
 Stylesheet Version v18.0



## Title of Invention

**VENTRICULAR RESTORATION SHAPING APPARATUS AND  
 METHOD OF USE**

Application Number: 09/864510

**\*09/864510\***

Confirmation Number: 2445

First Named Applicant: Gregory Murphy

Attorney Docket Number: 5838-00300

Art Unit: 3732

Examiner: Ralph Lewis

Search string: ( 6152144 or 6419669 or 6551303 or 6652556 or 6261832 or 6123715  
 or 5725552 or 5846261 or 5944738 or 4817637 or 5749839 or 5964806  
 or 20030163191 or 20030109770 or 20030105384 or 20030060674 or  
 20030158570 or 20030050685 ),pn.

## US Patent Documents

Note: Applicant is not required to submit a paper copy of cited US Patent Documents

init	Cite.No.	Patent No.	Date	Patentee	Kind	Class	Subclass
	1	6152144	2000-11-28	Lesh et al.			
	2	6419669	2002-07-16	Frazier et al.			
	3	6551303	2003-04-22	Van Tassel et al.			
	4	6652556	2003-11-25	Van Tassel et al.			
	5	6261832	2001-07-17	Law			
	6	6123715	2000-09-26	Amplatz			
	7	5725552	1998-03-10	Kotula et al.			
	8	5846261	1998-12-08	Kotula et al.			
	9	5944738	1999-08-31	Amplatz et al.			
	10	4817637	1989-04-04	Hillegass et al.			
	11	5749839	1998-05-12	Kovacs			
	12	5964806	1999-10-12	Cook et al.			

## US Published Applications

Note: Applicant is not required to submit a paper copy of cited US Published Applications

init	Cite.No.	Pub. No.	Date	Applicant	Kind	Class	Subclass

	1	20030163191	2003-08-28	Nikolic et al.
	2	20030109770	2003-06-12	Sharkey et al.
	3	20030105384	2003-06-05	Sharkey et al.
	4	20030060674	2003-03-27	Gifford, III et al.
	5	20030158570	2003-08-21	Ferrazzi
	6	20030050685	2003-03-13	Nikolic et al.

**Remarks**

Note: Remarks are not for responding to an office action.

Should any fees be required, the Commissioner is authorized to charge said fees to Meyertons, Hood, Kivlin, Kowert and Goetzel, P.C. Deposit Account No. 50-1505/5838-00300/EBM.

**Signature**

Examiner Name	Date

APR 13 2005  
OFFICE OF THE  
COMMISSIONER OF PATENT AND TRADEMARKUNITED STATES PATENT AND TRADEMARK OFFICE  
ACKNOWLEDGEMENT RECEIPT

Electronic Version v1.1

Stylesheet Version v1.1.1

## Title of Invention

VENTRICULAR RESTORATION SHAPING APPARATUS AND METHOD  
OF USE

Submission Type: Information Disclosure Statement

Application Number: 09/864510 \*09/864510\*

EFS ID: 61255

Server Response:

Confirmation Code	Message
ISVR1	Submission was successfully submitted - Even if Informational or Warning Messages appear below, please do not resubmit this application
ICON1	2445
ISYS5	Filename= N/A BusinessRule= Validation System/Function Call Information. #Supporting Msg:Server unable to validate the Confirmation/Application numbers at this time. They will be checked by PTO personnel later.

First Named Applicant: Gregory Murphy

Attorney Docket Number: 5838-00300

Timestamp: 2004-05-19 16:43:48 EDT

From: us

File Listing:

Doc. Name	File Name	Size (Bytes)
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package-data	package-data.dtd	27025
package-data	us-package-data.xml	19263
Total files size		72548

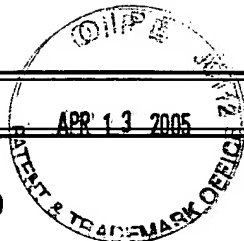
Message Digest: b7a04cb4b76a8d17733eea78567fbc7140ef1bad

Digital Certificate Holder Name: cn=Eric B. Meyertons,ou=Registered Attorneys,ou=Patent and Trademark Office,ou=Department of Commerce,o=U.S. Government,c=US



TRANSMITTAL

Electronic Version v1.1  
Stylesheet Version v1.1.0

**Title of Invention****VENTRICULAR RESTORATION SHAPING APPARATUS AND METHOD  
OF USE**

Application Number: 09/864510 \*09/864510\*

Date: 2001-05-24

First Named Applicant: Gregory Murphy

Confirmation Number: 2445

Attorney Docket Number: 5838-00300

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I, the undersigned, certify that I have viewed a display of document(s) being electronically submitted to the United States Patent and Trademark Office, using either the USPTO provided style sheet or software, and that this is the document(s) I intend for initiation or further prosecution of a patent application noted in the submission. This document(s) will become part of the official electronic record at the USPTO.

Submitted by:	Elec. Sign.	Sign. Capacity
Eric B. Meyertons Registered Number: 34,876	Eric B. Meyertons	Attorney

<b>Documents being submitted</b> us-ids	<b>Files</b> eIDS2-usidst.xml us-ids.dtd us-ids.xsl
<b>Comments</b>	